



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Shimek et al. Examiner: Carl D. Price  
Serial No.: 09/935,483 Group Art Unit: 3749  
Filed: August 23, 2001 Docket: 12929.1033USRE  
Confirmation No.: 9000 Customer No.: 23552  
Title: Universal Non-Porous Fiber Reinforced Combustion Chamber Fireplace

CERTIFICATE UNDER 37 CFR 1.10:

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By: 

Name: Donald Ortiz

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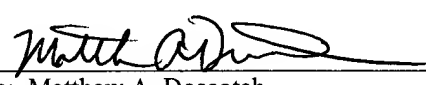
Sir:

We are transmitting herewith the attached:

- ☒ Transmittal Sheet in duplicate containing Certificate of Mailing.
- ☒ Amendment with Appendix including the Offer to Surrender.
- ☒ Information Disclosure Statement, Form 1449 (2 references).
- ☒ Return postcard.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers or any future reply, if appropriate. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2725. A duplicate of this sheet is enclosed.

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By:   
Name: Matthew A. Doscotch  
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MAD/RAK

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	SHIMEK ET AL.	Examiner:	UNKNOWN
Serial No.:	09/935,483	Group Art Unit:	3743
Filed:	AUGUST 23, 2001	Docket:	12929.1033USRE
Due Date:	DECEMBER 1, 2001		
Title:	UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE		

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this correspondence and the paper(s), as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: BOX MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231, on October \_\_\_\_\_, 2001.

By: \_\_\_\_\_  
Chris Stordahl

**OFFER TO SURRENDER U.S. PATENT NO. 5,941,237**  
**PURSUANT TO 37 C.F.R. § 1.178**

BOX REISSUE

Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

The applicant of the accompanying application for the reissue of Letters Patent for U.S. Patent No. 5,941,237, entitled "UNIVERSAL NON-POROUS FIBER REINFORCED COMBUSTION CHAMBER FIREPLACE," granted to Shimek et al. on August 24, 1999, hereby offers to surrender said Letters Patent, or if the original is lost or inaccessible, an affidavit to such fact will be submitted before allowance of the above-identified application for reissue. A copy of the issued U.S. Patent No. 5,941,237 is submitted herewith. The offer to surrender is on behalf of Hearth Technologies Inc., the assignee of all rights, title and interest in

U.S. Patent No. 5,941,237, who assents to this reissue application, as set forth in the accompanying Consent by Assignee Under 37 C.F.R. § 1.172 and Proof of Ownership Under 37 C.F.R. § 3.73.

Respectfully submitted,

Dated: 11-5-01



By: [Signature]

Name: Thomas Bachinski

Title: VP - R&D

For: Hearth Technologies Inc.